

Minutes
STATE BOARD OF EDUCATION MEETING
WEDNESDAY, JULY 11, 2007
TIME: 9:30 a.m.
RUTLEDGE STATE OFFICE BUILDING
DOWNSTAIRS CONFERENCE ROOM
COLUMBIA, SOUTH CAROLINA

John Tindal, Chair
Al Simpson, Chair-Elect
Jim Rex, Ph.D.
State Superintendent of Education
Secretary and Administrative Officer to the Board

I. WELCOME/PLEDGE OF ALLEGIANCE

Chair Tindal brought the meeting to order at 9:30 a.m. He asked Chair-Elect Simpson to lead the audience in the pledge of allegiance.

The following State Board of Education members ere in attendance: John Tindal, Chair; Al Simpson, Chair-Elect; Mrs. Patsy Pye, First Judicial Circuit; Mrs. Lisa Stokes, Second Judicial Circuit; Mr. Hampton Hubbard, Fourth Judicial Circuit; Ms. Diane Sumpter (arrived at 10:15 a.m.), Fifth Judicial Circuit; Ms. Libby Swad, Seventh Judicial Circuit; Mr. Charles W. McKinney, Eighth Judicial Circuit; Ms. Cindy Clark, Ninth Judicial Circuit; Mr. Rick Adkins, Tenth Judicial Circuit; Mrs. Amelia Herlong, Eleventh Judicial Circuit; Dr. Daniel Varat, Thirteenth Judicial Circuit; Mr. Ben Mitchell, Fourteenth Judicial Circuit; Mr. Joe Isaac, Fifteenth Judicial Circuit; Dr. Britt Blackwell, Sixteenth Judicial Circuit; and Mrs. Kristin Maguire, Governor's Appointee. Absent with apology was Mr. Fred "Trip" DuBard.

Attending on behalf of the State Department of Education were Jim Rex, Ph.D., State Superintendent of Education; Carol Collins, Minute Taker; Shelly Kelly, Parliamentarian; Janice Poda, Deputy Superintendent for Administration; Jim Foster, Director, Office of Public Information; Sandy Smith, Deputy Superintendent Division for Policy and Legislation; Cindy McIntee, SERVE; Floride Calvert, Transitional Deputy Superintendent for Division of Standards and Learning; Teri Siskind, Deputy Superintendent for Division of Accountability; Cleo Richardson, Deputy Superintendent for Division of Education Services; Elizabeth Carpentier, Deputy Superintendent, Division of Innovation and Support; Mark Bounds, Deputy Superintendent for Division of Educator Quality and Leadership; and Mr. John Cooley, Deputy Superintendent for Division of Finance and Operation.

II. APPROVAL OF STATE BOARD OF EDUCATION MINUTES JUNE 12 & 13, 2007

Mr. Al Simpson moved for approval of the June 12 and 13, 2007, minutes. Ben Mitchell seconded the motion. The motion carried.

III. APPROVAL OF STATE BOARD OF EDUCATION AGENDA FOR JULY 11, 2007

Mrs. Kristin Maguire moved for approval of the July 11, 2007, agenda. Mr. Al Simpson seconded the motion. The motion carried.

IV. RECOGNITION OF VISITORS, INCLUDING NEWS MEDIA

Chair Tindal asked any other visitors present to stand and be recognized. There was no news media present.

Chair Tindal turned the meeting over to Dr. Rex.

V. STATE SUPERINTENDENT OF EDUCATION REPORT

ODYSSEY OF THE MIND

Dr. Rex stated that the Odyssey of the Mind is an international educational program that challenges students from kindergarten to college to solve problems using their creative skills and quick thinking abilities. He recognized the students from Greenview Elementary School in Richland School District One. He stated that they were the Odyssey of the Mind champions and won the privilege of competing in the World finals in late May. The Columbia team, the Busy Bodies, won first place in the World Finals. In June they were honored by the South Carolina General Assembly in the House Chambers. The rising sixth graders are: Destiny Tolbert, Ebony English, Ayanna Suber, Sarah Nesbit, May Dilligard, Desia Truesdale, and KaDeedra Elkins. Their coaches are John and Sony Tolbert. Delores Gilliard was their proud principal. Ms. Diane Sumpter was their State Board member.

Toyota International Teacher Program

Dr. Rex recognized Mr. Preston Lewis of the South Carolina School for the Blind who will participate in the 2007 Program to the Galapagos Islands. Mr. Preston was one of 24 winners named this year from nearly 400 applications. The School for the Deaf and Blind will receive \$4,500 to help defray the costs of contracting a substitute teacher and implementing Preston's impact plan. Mrs. Libby Swad was Mr. Lewis' State Board member.

National Reflection Winners

Dr. Rex stated that the National PTA Reflections program has showcased millions of students' abilities in literature, music, visual arts, and photography. Each year students interpret a theme through the four arts. The South Carolina PTA then presents all state awards at an event held each spring. Winners are all members of PTA schools. The winners are:

Award of Excellence

- Lauren DuPree (unable to attend)
Charleston School of the Arts
Middle Division, Dance
State Board member Ms. Cindy Clark
- Lucy Hunter (unable to attend)
Charleston School of the Arts
Senior Division, Literature
State Board member Ms. Cindy Clark
- Anna Gardner
Mauldin Elementary School
Greenville County School District
Intermediate Division, Literature
State Board member Dr. Danny Varat
- Andrew Lewis
Northwood Middle School
Greenville County School district
Middle Division, Literature
State Board member Dr. Danny Varat

Award of Merit

- Patrick Burns (unable to attend)
Jennie Moore Elementary School
Charleston County
Intermediate Division, Dance
State Board member Ms. Cindy Clark

Helen Stokes Scholarship

Dr. Rex explained that the Helen Stokes Scholarship Fund is a program administered by the South Carolina PTA for high school seniors to pursue higher education at a South Carolina college or university. Eight scholarship were awarded this year to the following students

- Derek Bush
Fort Dorchester High School
Dorchester School District Two
State Board member Mrs. Patsy Pye
- Matthew Craft (unable to attend)
Union High School
Union School District
State Board member Dr. Britt Blackwell
- Lindsey Dilleshaw (unable to attend)
Wade Hampton high School
Greenville County School District
State Board member Dr. Danny Varat
- Amber Green (unable to attend)
Union High School
Union County School District
State Board member Dr. Britt Blackwell
- Summer Harris (unable to attend)
North Augusta High School
Aiken County School District
State Board member ?
- Brantley Heron
North August High School
Aiken County School District
State Board member ?
- Eric Stevenson (unable to attend)
Fort Dorchester High School
Dorchester Two School District
State Board member Patsy Pye
- Anna Walden (unable to attend)
White Knoll High School
Lexington School District One
State Board member ??

International Science and Engineering Fair

Dr. Rex recognized the following two students from Richland School District One.

- Shivani Agarwal (unable to attend)
Ms. Agarwal won third-place in the Bio-chemistry category at the International Science and Engineering Fair. She will receive \$1,000. Dr. Deanna Smith of the USC Biology Department was her mentor. Ms. Diane Sumpter is her State Board member.
- Graham van Schaik
Graham won first place in the Environmental Science category and Best of Show award in the Environmental Science competition at the International Science and Engineering Fair in Albuquerque, New Mexico. Graham won \$8,000 and a laptop computer. He was mentored by Dr. Paul Housely of the U.S.C. School of Medicine. He is a graduate of Spring Valley High School, which will receive \$1,000. Ms. Diane Sumpter is her State Board member.

Dr. Rex stated that at the State Board Retreat he mentioned the reorganization that is now in place at the State Department of Education. He explained that existing FTE's had been used by the Department to create new offices such as the Office of Innovation and the Office of Public School Choice.

Dr. Rex summarized the legislative session that ended in June. He stated the transportation bill passed that provides for a fifteen year cycle to replace our buses in the aged bus fleet. The Virtual School program that passed is a tremendous step forward for education. The bill that establishes standards for teaching the Old and New Testament courses was added. The public school choice legislation fared well initially with strong bipartisan majority in both the House and Senate, but the bill did not have enough support to override the Governor's veto. Dr. Rex then showed a video that highlighted two examples of choices that already exist in South Carolina public schools. One school featured has a Montessori program and the second school highlighted a single gender program. These are only two of a long list that he hopes to see evolve in the next few years in our public schools.

Dr. Rex said that public choice is an idea whose time has come. When he looks ahead to the future, he sees more choice within the system. He has made a commitment to what he feels is needed within the state: innovation, more public school choice (which will be implemented with or without legislation), making our accountability system more reasonable and effective, elevating the teaching profession by addressing the teacher shortage, and fair and equitable funding.

Dr. Rex discussed the State Board's involvement in implementing educational reforms. The State Department of Education has four task forces meeting this summer: accreditation, testing, accountability, and funding. Dr. Rex reiterated that State Board members are invited to serve on these task forces. The task forces will be looking at issues over the summer and make recommendations to propose to the legislature.

VI. PUBLIC COMMENT PERIOD

Chair Tindal stated there was no one signed up for public comment.

Chair Tindal recognized and welcomed Mrs. Lisa Stokes to the State Board of Education. Mrs. Stokes is serving out the term of Ms. Virginia Wilson from the Second Judicial Circuit. Ms. Wilson is recently deceased.

Chair Tindal advised the Board members that they had been provided with a copy and summary of the final DRC report and the 2006-07 Annual Report on Accreditation of School Districts in South Carolina.

Chair Tindal announced that the *Rules of Governance* meeting previously announced would not be held upon adjournment of the State Board meeting.

Chair Tindal then moved the agenda to State Board to Teacher Recruitment, Training, and Certification Items. Mrs. Kristin Maguire facilitated this portion of the agenda.

VII. STATE BOARD ITEMS

56. Teacher Recruitment, Training, and Certification Items Kristin Maguire, Facilitator

FOR APPROVAL

01. TRTC Items Overview

Mark Bounds, Deputy Superintendent, Division of Educator Quality and Leadership, gave a brief overview of the TRTC Item.

02. Designation of Statewide Shortage Content Areas for 2007-08 Relative to the Program of Alternative Certification for Educators (PACE)

Falicia Harvey, PhD, Program of Alternative Certification for Educators (PACE), Division of Educator Quality and Leadership, presented this item. She explained that the State Board of

Education is required to designate the critical need subject areas for the purpose of the Program of Alternative Certification for Educators (PACE). This change would allow PACE applicants who meet all admission criteria to seek employment in any South Carolina public school district, regardless of the subject they teach.

Dr. Harvey stated that the State Department of Education recommends dissolving the critical geographic and critical subject area lists for 2007-08 relative to the Program of Alternative Certification for Educators leading to teacher certification. PACE applicants with an approved major or major equivalency in any recognized PACE content area would be eligible for program participation statewide.

Mrs. Amelia Herlong moved to approve the designation of statewide shortage content areas for 2007-08 relative to the Program Of Alternative Certification For Educators (PACE). Mr. Charles McKinney seconded the motion.

After discussion by the Board member, Mrs. Maguire called for the vote. The motion carried.

55. Curriculum and Instructional Materials Items
Patsy Pye, Facilitator

FOR APPROVAL

01. C&I Items Overview

Theresa Siskind, PhD, Deputy Superintendent, Division of Accountability, gave an overview of the items being presented for information. She stated that there were no items for approval by the Board. She requested that the order of the items be reversed, upon Board approved.

FOR INFORMATION

03. History and Literature of Old Testament and New Testament Standards

Janice, PhD, Deputy Superintendent, Division of Administration, presented this item as information. She explained that with staff help this item has been put together as a proposal. She noted that the standards committee includes members from the State Board of Education. Because the Old and New Testament

courses will be elective courses, the Education Oversight Committee was not included in the process outlined to adopt standards for these courses.

Poda reminded the Board members that Senate Bill 726 provided that the Board of Trustees of a school district may offer an elective course "Teaching the History and Literature of the Old Testament Era" and "Teaching the History and Literature of the New Testament Era" in an objective manner with no attempt to influence students as to the truth or falsity of the materials presented. The bill further provided that the State Board of Education must develop and adopt academic standards and appropriate instructional materials for these courses. Oversight of these courses is the responsibility of the local school board.

This item was presented as information so the Board will have the proposed steps the Department will be following to make a recommendation to the State Board for the adoption of these standards. With input from the State Board, the State Department of Education (SDE) will schedule specific activities and will conduct the review of existing standards and the development or adaptation of academic standards in accordance with South Carolina law.

Dr. Varat expressed concern that it was going to take two years to adopt this course. He urged the Chair to consider appointing a subcommittee to guide this process so that the Board would be the leader in this issue. He did not understand why the process would take two years and also why it would cost \$50,000. He said there were members on the Board who would take charge and get this process done.

Mr. Tindal asked Dr. Poda to address Dr. Varat's concerns, especially the time frame and cost. Upon hearing from Dr. Poda, Chair Tindal stated that he would then take Dr. Varat's request under consideration.

Dr. Poda explained that the money was just an estimate, and it was set aside for paying mileage and other expenses for people who participate on this committee. The Department has envisioned a very inclusive committee of people who would be involved in teaching the courses, lay people, Board members, and members of the clergy being part of the committee. The stated costs are an estimate based on the costs associated with other standard setting committees.

Poda stated that in terms of the Board being the driver instead of a participant, this would be a Board decision. The Department was trying to be helpful in getting the process started, but would follow the direction of the Board.

The time factor is based on the historical experience we have in adopting standards. In addition, Regulation 43-70 dealing with the adoption materials specifically states what is required for selecting instructional materials. The instruction materials cannot be adopted until the standards have been adopted.

Mr. Simpson asked Dr. Poda how a field review would be conducted. Dr. Poda stated that there were some classes being taught on the Old and New Testament throughout the state prior to passage of the legislation. The Department would contact teachers of these classes and ask them to review the standards and also review the instructional materials. This gives people who actually teach the courses a chance to give input.

Ms. Clark asked if the State Board could adopt the curriculum that is currently being used in the classes that teach the Old and New Testament. Dr. Poda stated that the schools may have a curriculum, but no standards have been adopted.

Dr. Varat asked about Dr. Poda's response that the committee would be looking at standards adopted by other states. He stated that there is an organization in Texas that has done work on adapting their specific materials to state standards. Varat stated that adopting standards does need not be an arduous, tedious, and incredibly lengthy process.

Dr. Blackwell echoed Dr. Varat's request that the process not be delayed due to the normal bureaucracy of the system. Blackwell also stated his concerns about the estimated expense for setting standards and adopting instruction materials, and feels that the State Board should take control of this process so that the standards are ready for next year.

Chair Tindal, in responding to Dr. Varat's request, stated he would like to have time to speak with Dr. Poda within the next few days and work out a process in which the State Board could take control of the adoption process.

Dr. Rex reminded the Board that these courses are electives and that it is important to get buy in .

Ms. Cindy Clark asked to be sent by e-mail a copy of the curriculum being used in the schools that are teaching the Bible, and a list of those schools.

02. South Carolina Virtual School Program

Dee Appleby, Education Associate, Office of eLearning, Division of Standards and Learning, presented this item, to provide the State Board information on the South Carolina Virtual School Program (SCVS).

She stated House Bill 3097, South Carolina Virtual School Program, requires the State Board of Education (SBE) to promulgate regulations to govern the implementation of the program in 2007–08. The SBE is authorized to establish the SCVS Program at the SDE to provide South Carolina students access to distance, online, or virtual learning courses offered for an initial unit of credit. Additionally, the SCVS Program will offer access to credit recovery programs for students who have been identified by a school district as not having received credit for a course previously taken or for students who have been identified as not likely to receive credit for a course previously taken or for students who have been identified as not likely to receive credit for a course in which the student is currently enrolled. In addition to establishing the SCVS Program at the SDE, the SBE is charged with developing guidelines and promulgating regulations for the operation of the program.

Ms. Appleby then answered questions from the Board members.

Mrs. Kristin Maguire asked Ms. Appleby to provide the Board with copies of models that have been written by other states as background material. Mrs. Maguire also asked for further clarification on the budget presented for the SDVP.

54. Finance and Legislative Items
Joe Isaac, Facilitator

FOR APPROVAL

01. F&L Items Overview

John Cooley, Deputy Superintendent, Division of Finance and Operations, gave an overview of the F&L items.

Mr. Isaac asked the Board to look at items 02, 04, and 05. He stated that these items were requesting a waiver very similar in

nature. He asked Mr. James to provide an overview of these items together.

Dr. Varat asked that upon presentation of these three items, that the rules be suspended, so the members could vote on items 02, 04, and 05 at one time.

Alex C. James, Director, Office of School Facilities, Division of Innovation and Support, presented the following three items, 02, 04, and 05.

02. Temporary Waiver of 4K and 5K Area Requirement—Greenville County School District

Mr. James stated that Greenville County School District is requesting a temporary waiver from the State Board of Education to expand the 4K and 5K programs into first- and second-grade classrooms.

The SDE recommends approval by the SBE of the requested temporary waiver by Greenville County School District. Their waiver request follows the guidelines established by the SDE for transition spaces for 4K classrooms. This waiver will be effect only until July 1, 2010.

04. Waiver of Nonconforming Facility—Irmo High School, Lexington-Richland School District Five

Mr. James stated Lexington/Richland School District Five is requesting a waiver from the SBE to allow occupancy of nonconforming portables in a location in which restrooms are more than 300 feet away.

The SDE recommends approval by the SBE of the waiver for Lexington/Richland School District Five until the District passes a bond referendum to build an additional high school.

05. Waiver of Nonconforming Facility—Old Boiling Springs Middle School, Spartanburg School District Two

Mr. James asked the Board to allow him time to obtain more details on this item. He stated that he had been out of the country and had not had time to review this item before submission to the Board. He requested this item be carried over.

Dr. Danny Varat moved to suspend the Rules to approve items 54-02 and 54-04 as one motion. Mr. Al Simpson seconded the motion. The motion carried.

Dr. Danny Varat moved to approve items 54-02 and 54-04. Mr. Charles McKinney seconded the motion.

Dr. Britt Blackwell asked about the required size of 5K classrooms. Mr. James stated that kindergarten size required by state regulation is 1,050 square feet, with some support space. Dr. Blackwell then asked about the number of kindergarten students that can be enrolled in one class. Chair. Tindal stated that the enrollment could not exceed thirty in a kindergarten class, but the district may set their enrollment lower than that.

There being no further question, Mr. Isaac called for the question to approve F& L items 54-02 and 54-04.. The motion carried.

Mrs. Maguire moved that item 54-05 be carried over. Mrs. Amelia seconded the motion. The motion carried.

03. Request for Approval of Property Disposal—Abbeville County School District

Alex C. James, Director, Office of School Facilities, Division of Innovation and Support, stated that Abbeville County School District is requesting approval from the SBE for the disposal of property located in the town of Calhoun Falls. The tract consists of .27 acres is located across Highway 81 from the district's John C. Calhoun Elementary School. The Board of Trustees declares that the sale of the property will not have a discernible negative impact upon any other district school facility or site, and that the proceeds from this sale shall go to the districts capital budget for subsequent use.

The SDE recommends approval by the SBE of the request by Abbeville County School District to dispose of .27 acres in Abbeville County.

Dr. Britt Blackwell moved that the request for approval of property disposal in Abbeville County School District of .27 acres be approved. The motion was seconded by Mr. Ben Mitchell. The motion carried.

FOR INFORMATION

06. State Board of Education Financial Statements—

John Cooley, Deputy Superintendent, Division of Finance and Operations, gave an overview of SBE's budget.

Mrs. Maguire asked about how to receive travel reimbursement when serving on a Committee. Chair. Tindal explained that the travel voucher should be submitted to the committee chair that you are serving on for reimbursement out of that Committee's budget.

07. Memorandum to Districts Summarizing State Board Retreat Discussion of Millage Waivers

Elizabeth Carpentier, Esquire, Deputy Superintendent, Division of Innovation and Support, stated that the memorandum to districts summarizing State Board Retreat discussion of millage waivers is provided as information to the Board. This information has been given to the districts. At the State Board Retreat, the Board indicated that it would be adopting a formal policy on millage waivers. The policy is being developed and will be submitted to the Board to be included in the State Board of Education *Rules of Governance*.

Mrs. Carpentier explained that last year the state had sufficient revenue to fund the school building aid trust. The statute creating that trust directs how funds are to be used. In some instances, districts must use at least one-half of their allocation to reduce capital debt or millage; however, districts may request from the Board a waiver of that requirement. The Board has indicated a desire to establish a policy on what information must be presented by a district desiring consideration of a waiver.

Mr. Isaac asked what percentage of these school districts might ask for a waiver. Mrs. Carpentier stated that last year was the first year in a number of years that funds have been available for this purpose and she did not have the historical data available.

Ms. Sumpter stated that several of her districts had concerns in reference to submitting their request. She asked that there be a clear direction for the districts to follow in submitting their request.

Mrs. Maguire asked about the districts that had requested to come before the Board at previous meetings. Mr. Isaac responded that if they met the Board requirements, they could come before the Board with their request.

52. Educational Policy Items
John Tindal, Facilitator

FOR APPROVAL

- 01. Policy Items Overview**—Shelly Kelly, Esquire, Deputy General Counsel, Office of General Counsel, presented the Board with an overview of the Policy items. She stated there were no items submitted for approval, but there were three information items.

For Information

- 02. Report to the State Board of Education Regarding Charter School Funding**

J. C. Ballew Jr., Education Associate, Office of Public School Choice, Division of Educational Services, presented the report to the Board. He stated that the SBE had requested that the SDE make a report regarding actions taken by the SDE to (1) inform the charter schools (charter) of the federal funds that the charter was eligible to receive and the federal programs in which the charter schools may participate, and (2) ensure that the charter schools receive their commensurate share of federal funds each year, including the first year of operation.

He explained that the SDE received federal Charter School program grants in 1997, 2000, 2003, and 2006. The report details the approved methods from the 2003 and 2006 grants that describe how the SDE will inform the charter schools of the federal funds that the charters were eligible to receive and the federal programs in which the charter schools may participate and ensure that the charter schools receive their commensurate share of federal funds each year, including the first year of operation. The report also provided all of the recent information on state and federal funds provided to charter schools since 2004. A copy of the report is included in the minutes.

Mr. Ballew stated that the 2006-07 financial audits had not been completed at the time the report was prepared. Mrs. Mellanie Jinnette in the Office of Finance had requested this information from the school districts. The information should be available in about ten days and will be provided at that time. Chair Tindal

requested this information be provided to Board members when received.

Mr. Ballew stated that attachments F, G, and N were prepared by Nancy Busbee, Director, Office of Federal and State Accountability, Division of Accountability. Dr. Busbee was present to answer questions from the Board regarding the attachments.

Mr. Ballew then responded to questions from the Board members.

Dr. Varat asked for clarification about statements contained in the report on page 3, the last sentence of the second paragraph stating that "Data prior to FY 04 is not available."

Chair Tindal asked Mr. Ballew to address Dr. Varat's concerns. Mr. Ballew stated that every charter school is a public school and they are required to have an annual audit of all of their funds and that audit is required to be part of the school district's audit. This is part of the state law that provides for accountability for how funds are received and spent. School districts are only required to keep audit records for three years.

Dr. Busbee added that individual school data on funds requested is included in the planning report prior to funds being disbursed. Expenditure data is obtained from each individual district, not school. The budgets for charter schools are embedded in the district set aside funds. Therefore, expenditures on a school by school basis are not reported to the Department annually. The Department checks school expenditures when the districts are monitored every three years on-site.

Dr. Busbee stated that the Office of Federal Programs monitor every school district for federal compliance with Title I every three years on-site.

Dr. Varat asked what was done to monitor expenditures in the interim. Dr. Busbee stated that the districts submit there federal reimbursement claims to the Department where they are reviewed prior to disbursement of funds. The district also submits a federal plan annually which includes the districts needs assessment and how they determined how they are going to spend their funds. The plan includes information on charter schools as well as all other public schools in the district.

Dr. Busbee stated that requests for expenditures and plans are reviewed annually to determine if the activity is scientifically based and if it has been proven to produce results in increasing student achievement.

Dr. Busbee stated that some expenditures made by charter schools is hard to ascertain because funds are embedded in the districts set aside funds, so those expenditures are reported as district expenditures rather than broken down by school. Information about individual school expenditures is monitored during the onsite visits conducted every three years.

Dr. Varat asked for clarification on the third paragraph on page 3 "The Office of Exceptional Children (OEC) does not collect information from school districts as to how they fund schools. The OEC requires school districts to ensure that all students in the public school system receive a free appropriate public education (FAPE). The OEC closely monitors the provisions of FAPE by school districts and provides technical assistance to districts and charter schools on the options under federal law for providing those services." Dr. Varat asked for clarification on the first and last sentence. Mrs. Susan DuRant, Director of the Office of Exceptional Children, responded to Dr. Varat.

Dr. Varat asked that he be allowed to submit more questions. Chair Tindal asked that Dr. Varat submit his written question to Mr. Ballew and he would have the appropriate people respond.

Dr. Varat asked to be allowed to make one final comment. He stated his concerns about the Department's assurance that charter schools are receiving the funds they are entitled to from state and federal sources.

Dr. Jim Rex stated that the Department is collecting better information now than in the past. Dr. Rex reaffirmed his belief in charter schools and commended Mr. Ballew on his work with charter schools.

Chair Tindal commended everyone who had worked on the report. He extended his and the Board members gratitude to Dr. Nancy Busbee and Mrs. Susan DuRant on their informative and thorough presentation at the State Board Retreat in June.

Mrs. Maguire stated that she has been an advocate for charter schools for many years. She requested that further clarity be provided at the Board level for charter schools.

Mrs. Maguire suggested that weighted student funding or funding students rather than funding programs might simplify how districts allocate funds to schools.

03. Results for 2006-07 Schools in Meeting Satisfactory Implementation of the External Review Team Recommendations According to the Established Timelines

John Suber, PhD, Office of School Quality, Division of Accountability, presented this item as information. He stated that this report provides the results for fifty-two schools that were required to meet satisfactory implementation in 2006-07 of the External Review Team (ERT) recommendations from the previous year. Fifty-one schools met satisfactory implementation, and one school (J.V. Martin Junior High School, Dillon School District Two) did not meet satisfactory implementation.

Dr. Suber advised the Board that J.V. Martin Junior High School had not met satisfactory implementation because of school safety and cleanliness. Dr. Suber stated that one part of the building (the auditorium) has been condemned and is used for storage.

Dr. Suber advised that the District Superintendent, Principal, and member of the Board of Trustees would be invited to the August State Board meeting to explain why they did not meet satisfactory implementation of the ERT recommendations in 2006-07.

Mrs. Maguire asked if this was a building that was going to be used when school started in August. She stated that she would like to go on record as saying the district could not come to to the Board fast enough to explain unsafe and unsanitary conditions in the schools.

04. External Review Team Reports for Extended Timeline Schools

John Suber, PhD, Office of School Quality, Division of Accountability, presented this item as information. He stated that the eleven schools that received absolute ratings of unsatisfactory based on the 2006 report card and that were granted an extended timeline of May 1, 2007, to comply with all necessary requirements had satisfactorily met all the

requirements. In total, 117 reports for 2006–07 have been presented to the State Board.

VIII. OTHER BUSINESS

Chair Tindal stated that State Board member, Mr. Fred “Trip” DuBard, had requested that the Board endorse the idea of a conversation on education by the Presidential Republican and Democratic candidates at the School Foundation Celebration on Friday, September 21, 2007, in Florence, South Carolina.

Mr. Charles McKinney moved that the Board endorse the idea of a conversation on education by the Presidential Republican and Democratic candidates at the School Foundation Celebration on Friday, September 21, 2007, in Florence, South Carolina. Ms. Sumpter seconded the motion.

Chair Tindal stated that because this item was not on the agenda, the Board would need to suspend the rules in order to consider this motion.

Mr. Charles McKinney moved to suspend the rules to consider the motion that the Board endorse the idea of a conversation on education by the Presidential Republican and Democratic candidates at the Schools. Sumpter seconded the motion.

Chair Tindal asked if there was further discussion. There being none he called for the question. Mrs. Maguire called for a show of hands. Ten favored the motion; 5 opposed it. The motion carried.

Mrs. Maguire stated that she was uncomfortable with the Board as a formal policy setting Board of the state endorsing a nonprofit event. She also stated her concern that if the Board was involved in this event and something went wrong, it would reflect badly on the Board. She stated that if the Board endorsed this event, the Board should be prepared for requests from other non profit fund raisers.

Dr. Varat stated that his concern was that this was a political event, and that the Board would not have any control over how the information would be used.

Mr. Charles McKinney requested to withdraw his motion.

Ms. Sumpter did not consent to Mr. McKinney’s request to withdraw his motion.

Chair Tindal stated that since Ms. Sumpter seconded the motion and did not consent to McKinney’s name being withdrawn, the motion was still pending.

Mrs. Sumpter asked for further clarification on the School Foundation Celebration.

Chair Tindal asked Ms. Debbie Hyler, Executive Director, of the Florence School Foundation to provide further information. Ms. Hyler introduced herself and answers questions from the Board.

There being no further questions, the Chair called for the question on whether the Board endorsed the idea of a conversation on education by the Presidential Republican and Democratic candidates at the Florence School Foundation Celebration on Friday, September 21, 2007, in Florence, South Carolina. He called for a show of hands. The vote was 5 in favor, 8 against. The motion failed.

Chair Tindal asked the chair of committees to contact Carol Collins and let her know of scheduled meetings so that she can assist the Board in setting up the meeting.

Chair Tindal read a letter from JoAnne Anderson, Executive Director, S.C. Education Oversight Committee, asking that the Board nominate and support one fellow for the 2007-08 class of Education Policy Fellows Program.

Chair Tindal stated that since the Board had already acted on endorsing an event, he would not read the letter received from Joanie Lawson, DESA.

IX. EXECUTIVE SESSION

Educator Licensure Cases

Chair-Elect Simpson brought the meeting to order. He asked for a motion to go into Executive Session.

Mr. Joe Isaac moved for the Board to go into Executive Session. Mr. Ben seconded the motion. The motion carried.

The following State Board of Education members ere in attendance: John Tindal, Chair; Al Simpson, Chair-Elect; Mrs. Patsy Pye, First Judicial Circuit; Mrs. Lisa Stokes, Second Judicial Circuit; Ms. Diane Sumpter (arrived at 10:15 a.m.), Fifth Judicial Circuit; Ms. Libby Swad, Seventh Judicial Circuit; Mr. Charles W. McKinney, Eighth Judicial Circuit; Ms. Cindy Clark, Ninth Judicial Circuit; Mr. Rick Adkins, Tenth Judicial Circuit; Mrs. Amelia Herlong, Eleventh Judicial Circuit; Dr. Daniel Varat, thirteenth Judicial Circuit; Mr. Joe Isaac, Fifteenth Judicial Circuit; Dr. Britt Blackwell, Sixteenth Judicial Circuit; and Mrs. Kristin Maguire, Governor's Appointee.

Absent with apology was Mr. Fred "Trip" DuBard, Twelfth Judicial Circuit; Mr. Hampton Hubbard, Fourth Judicial Circuit; and Mr. Ben Mitchell, Fourteenth Judicial Circuit.

Attending on behalf of the State Department of Education were Jim Rex, PhD, State Superintendent of Education; Carol Collins, Minute Taker; Shelly Kelly, Parliamentarian; Janice Poda, Deputy Superintendent for Administration; Wendy Cartledge, Deputy General Counsel, Office of General Counsel, Barbara Drayton, Deputy General Counsel, Office of General Counsel; Ms. Deidre Richburg, Paralegal/Investigator, Office of General Counsel; and Mr. Jack Singletary, Education Associate, Office of Certification, Division of Educator Quality and Leadership.

Chair-Elect Simpson declared the Board in Executive Session

Open Session

1. Mrs. Kristin Maguire moved that the State Board of Education not suspend the certificate of Jeffrey L. Norman, certificate 147062, on the grounds of unprofessional conduct. Mr. Ben Mitchell seconded the motion. The motion carried with Mr. Charles McKinney abstaining.

Chair-Elect Simpson declared the Board in Executive Session

Open Session

2. Mrs. Kristin Maguire moved that the State Board of Education summarily suspend the certificate of Curtis R. Ballard, certificate 124207, and adopt an Order of Summary Suspension, on the grounds of unprofessional conduct. The motion was seconded by Mr. Joe Isaac. The motion carried.

Chair-Elect Simpson declared the Board in Executive Session

Open Session

3. Mrs. Kristin Maguire moved that the State Board of Education suspend the certificate of Margaret W. Coppolas-Papas, certificate 111565, for an indefinite period, and adopt an Order of Suspension, on the grounds of National Board loan default. Mr. Charles McKinney seconded the motion. The motion carried.
4. Mrs. Kristin Maguire moved move that the State Board of Education suspend the certificate of Michelle A. Dorsey, certificate 186910, for an indefinite period, and adopt an Order of Suspension, on the grounds of National Board loan default. Mr. Charles McKinney seconded the motion. The motion carried.
5. Mrs. Kristin Maguire moved move that the State Board suspend the certificate of Malissa P. Hunt, certificate 147348, for an indefinite period, and adopt an Order of Suspension, on the grounds of National Board loan default. Mr. Charles McKinney seconded the motion. The motion carried.
6. Mrs. Kristin Maguire moved move that the State Board suspend the certificate of Kent H. Jensen, certificate 164671, for an indefinite period, and adopt an Order of Suspension, on the grounds of National Board loan default. Mr. Charles McKinney seconded the motion. The motion carried.
7. Mrs. Kristin Maguire moved move that the State Board suspend the certificate of Bernice L. Keels, certificate 122544, for an indefinite period, and adopt an Order of Suspension, on the grounds of National Board loan default. Mr. Charles McKinney seconded the motion. The motion carried.
8. Mrs. Kristin Maguire moved move that the State Board suspend the certificate of Valerie F. Mickel, certificate 136785, for an indefinite period, and adopt an Order of Suspension, on the grounds of National

Board loan default. Mr. Charles McKinney seconded the motion. The motion carried.

9. Mrs. Kristin Maguire moved move that the State Board suspend the certificate of Marilyn F. Curtain Phillips, certificate 130481, for an indefinite period, and adopt an Order of Suspension, on the grounds of National Board loan default. Mr. Charles McKinney seconded the motion. The motion carried.
10. Mrs. Kristin Maguire moved move that the State Board suspend the certificate of Brandy L. Puckett, certificate 184285, for an indefinite period, and adopt an Order of Suspension, on the grounds of National Board loan default. Mr. Charles McKinney seconded the motion. The motion carried.
11. Mrs. Kristin Maguire moved move that the State Board suspend the certificate of Katharine B. Ratterree, certificate 083917, for an indefinite period, and adopt an Order of Suspension, on the grounds of National Board loan default. Mr. Charles McKinney seconded the motion. The motion carried.
12. Mrs. Kristin Maguire moved move that the State Board suspend the certificate of Henry R. West, Jr., certificate 192078, for an indefinite period, and adopt an Order of Suspension, on the grounds of National Board loan default. Mr. Charles McKinney seconded the motion. The motion carried.
13. Mrs. Kristin Maguire moved move that the State Board suspend the certificate of Barbara J. Williams, certificate 119896, for an indefinite period, and adopt an Order of Suspension, on the grounds of National Board loan default. Mr. Charles McKinney seconded the motion. The motion carried.

Chair-Elect Simpson declared the Board in Executive Session

Open Session

14. Mrs. Kristin Maguire moves that the State Board suspend the certificate of Lindsay W. Grieshop, certificate 219501, for a period of one year, and adopt an Order of Suspension, on the grounds of breach of contract. Mr. Rick Adkins seconded the motion. The motion carried.

Chair-Elect Simpson declared the Board in Executive Session

Open Session

15. Mrs. Kristin Maguire moved that the State Board vacate the prior Consent Order of Suspension dated February 14, 2007, and accept the permanent voluntary surrender and revocation of the certificate of Lance A. Diefenderfer, certificate 176692, and approve the Consent Order of Permanent Voluntary Surrender and Revocation, on the grounds of unprofessional conduct. Mr. Danny Varat seconded the motion. The motion carried.

Chair-Elect Simpson declared the Board in Executive Session

Open Session

16. Mrs. Kristin Maguire moved that the State Board accept the voluntary surrender of the certificate of Kenneth G. Green, certificate 189480, and approve the Consent Order of Voluntary Surrender, on the grounds of unprofessional conduct. Mr. Charles McKinney seconded the motion. The motion carried.

Chair-Elect Simpson declared the Board in Executive Session

Open Session

17. Mrs. Kristin Maguire moved that the State Board issue a public reprimand to Anthony A. Fields, certificate 213486, and approve the Consent Order of Public Reprimand, on the grounds of unprofessional conduct. Mr. Joe Isaac seconded the motion. The motion carried.

Chair-Elect Simpson declared the Board in Executive Session

Open Session

18. Mrs. Kristin Maguire moved that the State Board take no action on William E. Herlong, certificate 131108, on the grounds of unprofessional conduct. The motion was seconded. The motion carried.

Chair-Elect Simpson declared the Board in Executive Session

Open Session

Mrs. Kristin Maguire moved that the State Board correct the Order of Permanent Revocation issued to Clayton R. Mishoe, Certificate 193444, dated April 8, 2003, erroneously indicated that Mr. Mishoe was under contract with Spartanburg County School District Four. The educator was under contract with Anderson County School District Four. Ms. Cindy Clark seconded the motion. The motion carried.

Chair-Elect Simpson declared the Board in Executive Session

Decision from Administrative Law Court on Thornwell Charter School Planning

Shelly Kelly, Esquire, Deputy General Counsel, presented this item and discussed the legal ramifications of this order in Executive Session. Ms. Kelly explained that this report is the decision of the Administrative Law Court for the appeal of the State Board order issued October 30, 2006, which ultimately upheld the School Board's denial of charter school status to the Thornwell Planning committee.

X. ADJOURNMENT

There being no further Business, the Board adjourned at 3:21 p.m.